



UNITED STATES DEPARTMENT OF COMMERCE
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MF
APPLICATION NO. FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO.

09/669,295 09/25/00 FARMWALD

M RA001C11

WM01/0309

EXAMINER

NEIL A STEINBERG ESQ
RAMBUS INC
2465 LATHAM STREET
MOUNTAIN VIEW CA 94040

ALIVE, G

ART UNIT

PAPER NUMBER

2181

DATE MAILED:

03/09/01

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Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary	Application No.	Applicant(s)	
	09/669,295	FARMWALD ET AL.	
	Examiner	Art Unit	
	Glenn A. Auve	2181	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 25 September 2000.
- 2a) This action is FINAL. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 151-175 is/are pending in the application.
 - 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 151-164, 168, and 170 is/are rejected.
- 7) Claim(s) 165-167, 169, and 171-175 is/are objected to.
- 8) Claims _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on _____ is/are objected to by the Examiner.
- 11) The proposed drawing correction filed on 25 September 2000 is: a) approved b) disapproved.
- 12) The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

- 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- 15) Notice of References Cited (PTO-892)
- 16) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 17) Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____.
- 18) Interview Summary (PTO-413) Paper No(s) _____.
- 19) Notice of Informal Patent Application (PTO-152)
- 20) Other: _____

DETAILED ACTION

Specification

1. Claims 151-175 are objected to because of the following informalities: the margins of the pages containing the amendment filed 9/25/2000 are too small. Specifically, the right margin is not at least $\frac{3}{4}$ " as required. See 37 CFR 1.52(b). Appropriate correction is required.

Claim Rejections - 35 USC § 112

2. Claims 151-164,168, and 170 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 151 is rejected because it is not clear what is meant by "an" at the end of line 8.

Claims 152-156 are rejected because they depend on claim 151.

Claim 157 is rejected based on lack of positive antecedent basis of "the external clock signal" on lines 7-8 and 9-10.

Claims 158-164 are rejected because they depend on claim 157.

Claim 158 is also rejected because it does not end in a period and it is not clear what is meant by "dat" on line 3.

Claim 159 is rejected based on lack of positive antecedent basis of "the external clock signal" on line 2.

Claim 161 is rejected based on lack of positive antecedent basis of "the external clock signal" on line 2.

Claim 162 is rejected based on lack of positive antecedent basis of "the external clock signal" on line 3.

Claim 168 is rejected based on lack of positive antecedent basis of "the amount of data" on line 3.

Claim 170 is rejected because it does not end in a period.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Glenn A. Auve whose telephone number is (703) 305-9638. The examiner can normally be reached on M-F (8:00 - 5:30) First Friday Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert W. Beausoliel, Jr. can be reached on (703) 305-9713. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 308-6296 for regular communications and (703) 308-6296 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.



Glenn A. Auve
Primary Examiner
Art Unit 2181

gaa
March 6, 2001